

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHARLES D. RIEL,

Petitioner,

vs.

No. CIV S-01-0507 LKK KJM

DEATH PENALTY CASE

JAMES STOKES,  
Acting Warden of California  
State Prison at San Quentin,<sup>1</sup>

Respondent.

ORDER

On July 28, 2005, respondent filed his opposition to petitioner's motion for an evidentiary hearing. By October 3, 2005, petitioner shall file any reply brief.

DATED: August 1, 2005.

  
UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup> Mr. Stokes is substituted for his predecessor, Jill Brown, as Acting Warden of San Quentin State Prison, under Federal Rule of Civil Procedure 25(d).